

smith &amp; hopen, p.a.

15950 Bay Vista Drive, Suite 220  
Clearwater, Florida 33760  
727.507.8558 Tel  
727.507.8668 Fax  
www.baypatents.com

RECEIVED  
CENTRAL FAX CENTER

MAR 22 2004

OFFICIAL

Fax

INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Anton J. Hopen
Attn:	Michael J. Hayes - Tech. Center 3700	Client:	1372.32,PRC
Fax:	(703) 872-9302	Pages:	11 including coversheet
Phone:	(703) 305-5873	Date:	March 18, 2004
Re:	USN: 09/696,350	CC:	University of South Florida

☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Dear Examiner Hayes:

Enclosed please find the following:

1. Amendment Transmittal with Certificate of Facsimile Transmission under 37CFR 1.8(a) dated March 18, 2004;
2. Amendment B (6 pages);
3. Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent; and
4. Credit Card Payment Form PTO-2038 in the amount of \$55.00 to cover the terminal disclaimer fee under 37 CFR 1.20(d).

Very respectfully,

Anton J. Hopen  
Reg. No. 41,849

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

Practitioner's Docket No.: 1372.32

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard Heller et al.	)	
Serial No.: 09/696,350	)	Examiner: Hayes, Michael J.
Filed: 10/24/2000	)	Art Unit: 3763
For: Electroporation Device	)	Confirmation No.: 2801
	)	

Faxed to Technology Center 3700 at (703) 872-9302  
Mail Stop Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is an independent inventor. A statement was already filed.

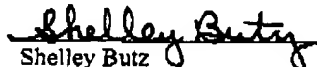
**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this Amendment B is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3763, Attn.: Michael J. Hayes, (703) 872-9302 on March 18, 2004.

Dated: March 18, 2004

  
Shelley Butz

(Amendment Transmittal—page 1)

**FEE FOR CLAIMS**

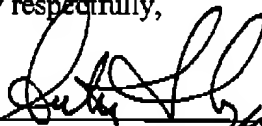
4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col.2)	(Col.3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	11	Minus	20	= 0	x \$9 =	\$0
Indep.	2	Minus	3	= 0	x \$42 =	\$0
First Presentation of Multiple Dependent Claim					+ \$140 =	\$0
					Total Addit. Fee	\$0

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
  - \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,

  
SIGNATURE OF PRACTITIONER

Reg. No. 41,849  
Tel. No.: (727) 507-8558

Anton J. Hopen  
Smith & Hopen, P.A.  
15950 Bay Vista Drive, Ste. 220  
Clearwater, FL 33760

(Amendment Transmittal—page 2)